THE HON'BLE SRI JUSTICE GODA RAGHURAM

WPMP No.17890 of 2006 and W.P. NO. 2946 OF 2006

Between:
Sri Swamy Ayyappa Cooperative Housing Society Ltd., rep. by its Chairman V.Devi Prasad

…petitioner

vs.

The State of Andhra Pradesh represented by its Secretary to Government, Revenue (Endowments) Hyderabad and two others.

…Respondents

THE HON'BLE SRI JUSTICE GODA RAGHURAM

WPMP No.17890 of 2006 and W.P. NO. 2946 OF 2006

ORAL ORDER :

At the stage of admission hearing Mr. D.V.Bhadram learned counsel for the petitioner submits that the petitioner does not want to pursue this writ petition but would like to preserve its liberty to pursue appropriate remedies.

The writ petition is filed with the prayer as follows:

"… this Hon'ble Court may be pleased to issue a Writ Order or Direction particularly Writ of Mandamus directing the Respondents to regularize the sale deeds of the members of the Petitioner Society, in respect of the land in S.Nos. 11/8 to 11/18 situated in Khanamet Village near Madhapur in Ranga Reddy District purchased by the Society from third respondent trust in the year 1982 and allotted to its members converting into plots in accordance with the guidelines made in GO MS No. 405 Revenue (Endowments-II) Department, dated 4-7-2002 and G.O.Ms.No. 455 Revenue (U.C II) Department dated 29.7.2002 and the directions of this Hon'ble Court in W.A.No. 1769/2001 and batch dated 15.10.2003 and pass such other order or orders as this Hon'ble Court may deem fit and proper."

As is apparent from WPMP No. 17890 of 2006 the petitioner now seeks to pursue, instead of what is sought in the writ petition, a challenge to G.O.Ms.No. 703, dated 30.9.2000 and to urge a claim that the petitioner had perfected title to the property (the subject matter of this writ petition), by adverse possession, in an appropriate forum.

The writ petition is accordingly dismissed as withdrawn with a liberty to the petitioner to pursue appropriate remedies in respect of any grievance that he has, subject to such claims being considered by

the appropriate forum/court/tribunal in accordance with the law applicable, including the law of limitation or any other substantive or procedural law. The WPMP is so ordered. No order as to costs.

Dt: 21.07.2006 ----------

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Pvsn/Tsnr Justice G.Raghuram